

Drake High School CONSTITUTIONAL RIGHTS COMPULSORY EDUCATION and RESIDENCY/TRANSFERS

This abridged version includes only subjects deemed most crucial. For information on student rights and responsibilities, please visit the TUHSD Homepage.

Constitutional Rights

A student's education in high school is more than just a responsibility. The California Supreme Court has held that both education and attendance at a public school are fundamental rights of all people in the state and are both guaranteed and protected by the California Constitution. That document states that all students have the responsibility to "comply with the regulations, pursue the required course of study, and submit to the authority of the school," under the limitations of students' rights.

Compulsory Education

According to state law, it is the responsibility of parents to place their students in public or private day school during each school year while students are age six to 18. However, exemptions to day school attendance must be granted to students who:

- Have a physical or mental condition which prevents or strongly discourages attendance at a school;
- Are being instructed for at least three hours a day for 180 days each calendar year in subjects required by the Education Code, by a private tutor holding a valid teaching credential;
- Have been assigned to a vocational program;
- Are in a place of employment, providing they are over age 14 and have a valid work permit; or, have a valid work permit and are so employed, while still attending part-time classes.

Student Residency/Inter-District Transfer Policy

Under the California Education Code, students are required to attend school in the district where their parent or guardian resides, unless they obtain an Inter-district attendance transfer. Students who reside outside the boundaries of the Tamalpais Union High School District may attend district schools only if they have an Inter-district Transfer Request approved by both the student's district of residence and the Tamalpais Union High School District. Inter-district Transfer Requests must be approved **annually** for each student. The application process begins at the student's district of residence.

The Tamalpais Union High School District will approve an Inter-district Transfer Request into the district for the comprehensive schools only if the transfer request meets the criteria set forth in BP/AR 5117- Interdistrict Attendance.

Student residency is carefully monitored by the school and district staff. If a student is attending a district school and does not reside in the boundaries of the school, the student will be dis-enrolled within ten (10) days after notification to the family and student.

Foster students and students who become homeless during the school year would contact the Assistant Principal's office to discuss residency provisions that are available to these students.